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Federal Communications Commission

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Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of	)	
	)	
CCPR Services, Inc.	)	File No. EB-08-SJ-0036
Licensee of Radio Station WQBN422	)	
	)	NOV No. V32682008003
San Juan, PR	)	
	)	
	)	

NOTICE OF VIOLATION

Released: July 30, 2008

By the Resident Agent, San Juan Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules<sup>1</sup> to CCPR Services, Inc. ("CCPR"), licensee of radio station WQBN422, San Juan, PR.
2. On July 10, 2008, agents of the Commission's San Juan Office of the Enforcement Bureau inspected Personal Communications Service ("PCS") radio station WQBN422 located at the Angeli Apartments II condominium rooftop on PR state road 869 and observed the following violation(s):

47 C.F.R. § 24.238(a): *Out of band emissions*. The power of any emission outside of the authorized operating frequency ranges must be attenuated below the transmitting power (P) by a factor of at least  $43 + 10 \log (P)$  dB." Measurements taken of the control channel frequency for the PCS sector on 1.9316 GHz and the frequency of 5.61 GHz found that the attenuation between the two was only 5db, when the expected attenuation should have been 53 db with the transmitter operating at 10 watts (31 dbm).
3. On July 18, 2008, agents of the Commission's San Juan Office of the Enforcement Bureau monitored Personal Communications Service ("PCS") radio station WQBN422 located at the Traingulo Dorado site in Miramar and observed the following violation(s):

47 C.F.R. § 24.238(a): *Out of band emissions*. The power of any emission outside of the authorized operating frequency ranges must be attenuated below the transmitting power (P) by a factor of at least  $43 + 10 \log (P)$  dB." Measurements taken of the control channel frequency for the PCS sector on 1.9316 GHz and the frequency of 5.61 GHz found that the attenuation between the two was only 43 db, when the expected attenuation should have been 53 db with the transmitter operating at 10 watts (31 dbm).

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<sup>1</sup>47 C.F.R. § 1.89.

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4. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, CCPR must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission  
San Juan Office  
US Federal Building Room 762  
San Juan, PR 00918-1731

5. This Notice shall be sent to CCPR Services, Inc. at its address of record.
6. The Privacy Act of 1974<sup>3</sup> requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

Reuben Jusino  
Resident Agent  
San Juan District Office  
South Central Region  
Enforcement Bureau

Cc:

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<sup>2</sup>47 U.S.C. § 308(b).

<sup>3</sup>P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup>18 U.S.C. § 1001 *et seq.*